Attorney Docket No.: 014US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Patrick Miles et al. Art Unit: 3733

Serial No.: 10/789,797 Examiner: Hammond, Ellen Christina

Filed : February 27, 2004 Conf. No. : 9437

Title : SURGICAL ACCESS SYSTEM AND RELATED METHODS

MAIL STOP AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Please consider the references listed on the enclosed PTO-1449 form. Foreign patent documents and non-patent literature are enclosed; cited U.S. patents and patent application publications will be provided on request.

This statement is being filed after a first Office action on the merits, but before receipt of a final Office action or a Notice of Allowance. The fee in the amount of \$180 is being paid concurrently herewith on the Electronic Filing System (EFS) by way of Deposit Account authorization. Please apply any other charges or credits to Deposit Account No. 50-2040.

Respectfully submitted,

Date: March 11, 2010 /Rory Schermerhorn/

Rory Schermerhorn, Esq. Registration No. 58,148

PTO Customer No. 30328 NuVasive. Inc.

c/o CPA Global P.O. Box 52050

Minneapolis MN 55402 Telephone: (858) 909-1845 Facsimile: (858) 909-2007

CERTIFICATE OF MAILING BY EFS-WEB FILING